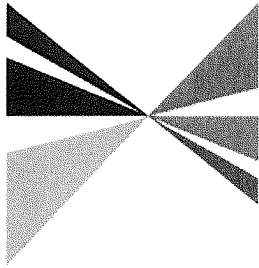


SOUTHERN CALIFORNIA



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TRANSIT TECHNICAL ADVISORY COMMITTEE

Wednesday, July 16, 2008

10:00 a.m. – 12:00 p.m.

SCAG Offices

818 W. 7th Street, 12th Floor

Riverside B Conference Room

Los Angeles, California 90017

(213) 236-1800

Teleconferencing Available:

***Please RSVP with Mariana Pulido at Pulido@scag.ca.gov
24 hours in advance.***

If members of the public wish to review the attachments or have any questions on any of the agenda items, please contact André Darmanin at (213) 236-1851 or Darmanin@scag.ca.gov.

SCAG, in accordance with the Americans with Disabilities Act (ADA), will accommodate persons who require a modification of accommodation in order to participate in this meeting. If you require such assistance, please contact SCAG at (213) 236-1868 at least 72 hours in advance of the meeting to enable SCAG to make reasonable arrangements. To request documents related to this document in an alternative format, please contact (213) 236-1868.

TRANSIT TECHNICAL ADVISORY COMMITTEE

AGENDA

"Any item listed on the agenda (action or information) may be acted upon at the discretion of the Committee".

1. **CALL TO ORDER AND INTRODUCTIONS** Stephen Fox, Chair

2. **PUBLIC COMMENT PERIOD**

Members of the public desiring to speak on an agenda item or items not on the agenda, but within the purview of the Committee, must fill out and present a speaker's card to the assistant prior to speaking. A speaker's card must be turned in before the meeting is called to order. Comments will be limited to three minutes. The chair may limit the total time for all comments to twenty (20) minutes.

3. **CONSENT CALENDAR**

3.1 Approval Items

3.1.1 Minutes of the April 23, 2008 Meeting
Attachment

4. **INFORMATION ITEMS**

- | | | |
|---|------------------------------|---------|
| 4.1 California High Speed Rail Authority
Presentation | Dan Leavitt, CHSRA | 20 min. |
| 4.2 Provision of Rail Transit Facilities and Services
Using an Availability Payment Approach | Barney Allison, Nossaman LLP | 20 min. |
| 4.3 Transit TAC Charter
Attachment | André Darmanin, SCAG | 5 min. |

5. **CHAIR'S REPORT**

6. **NEXT MEETING**

The next meeting of the Transit Technical Advisory Committee will be held at the SCAG offices on Wednesday, September 17, 2008.

Transit Technical Advisory Committee (TAC)
of the
Southern California Association of Governments

April 23, 2008

Minutes

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE TRANSIT TECHNICAL ADVISORY COMMITTEE (TAC). AUDIOCASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.

The Transit Technical Advisory Committee held its meeting at SCAG's office in downtown Los Angeles. The meeting was called to order by Stephen Fox, Chair.

Members Present:

Stephen Fox, Chair	Metro
Lori Abrishami	Metro – Long Range Planning
Vic Kamhi	VCTC
Anthony Loui	Metro
Roy C. Myers	City of Thousand Oaks
Steve Brown	Gold Coast Transit
Charlene Lee Lorenzo	FTA
Linda Wright	Caltrans
Howard Hine	CPUC
Noel Takahara	CPUC
Eugene Moy	El Monte Community Redevelopment Agency
Bart Doyle	Titan Group

Tele Conference:

Kathi Williams	IVAG
Michelle Merino	IVAG

SCAG Staff:

André Darmanin	Bob Huddy
Ryan Kuo	Mannik Sakayan
Elnie Vannatim	Peter Brandenburg

1.0 CALL TO ORDER AND INTRODUCTIONS

Stephen Fox, Chair, called the meeting to order at 10:05 a.m.

2.0 PUBLIC COMMENT PERIOD

There were no public comments.

3.0 CONSENT CALENDAR

3.1 Approval Item

3.1.1 Minutes of the January 30, 2008 Meeting

Motion was made to approve this item. Motion was seconded and unanimously approved.

4.0 INFORMATION ITEMS

4.1 Legislative Update

Mannik Sakayan, SCAG, briefly summarized the California Transit Association's Matrix of Significant Legislation. Ms. Sakayan reminded members of the broader CTA list and stated that if requested, she would bring forth any bills that the members would like to discuss or take action on.

Vic Kamhi, VCTC, asked if AB 2321 sets a thirty year life on Proposition A & C. Bob Huddy, SCAG, clarified the summary section of the matrices and stated that the 30 year life is for the new proposed half-cent sales tax and does not affect the Propositions.

Bob Huddy, SCAG, requested both AB 3034 and AB 1726 be discussed at the next Transit TAC.

4.2 El Monte Transit Village

Eugene Moy, City of El Monte Community Redevelopment Agency, gave a brief presentation on the El Monte Transit Village development at the El Monte Bus Terminal. Mr. Moy illustrated a few of the changes that will be taking place at the El Monte bus terminal which is located at the I-10 and Santa Anita Blvd.

The Transit Village will be adjacent to the Valley Mall and will serve to revitalize the Valley Mall area by generating 8,000 jobs. It will also provide 1,850 dwelling units, a 200 room hotel, conference/exhibit space, movie theatre, childcare center, parks and open space.

Mr. Moy also discussed how the Transit Village would connect with regional transit. A proposal that is being reviewed includes a rapid bus line that runs from the Transit Village through Baldwin Park into Covina and West Covina along Ramona Blvd. with a terminus at Cal Poly Pomona.

4.3 Rebranding of Gold Coast Transit

Steve Brown, Gold Coast Transit (GCT), formerly known as South Coast Area Transit (SCAT) presented on its current re-branding efforts. Mr. Brown indicated that this re-branding effort was necessary in order to better differentiate themselves from twelve other SCATs in the United States and one nearby in San Luis Obispo.

This revitalization effort focused on four major goals: create new identity, improve and expand fixed route service, reinvent planning and marketing programs, and generate revenue to sustain marketing initiatives. GCT's revitalization campaign aimed to create a bright, friendly identity to reflect regional character and local color.

The next steps for GCT are to work closely with Ventura County Transportation Commission to pass a transportation tax, to pursue modest service improvements with today's limited fleet and replace and expand fixed route and paratransit fleet and to build a new facility to replace its current location.

4.4 RTP Update

Ryan Kuo, SCAG, updated members on the status of the Regional Transportation Plan (RTP). Mr. Kuo stated that the draft RTP comment period closed on February 19th. Staff hosted a number of public outreach meetings and RTP workshops. Mr. Kuo briefly reviewed the breakdown of comments received by the following modes: transit, growth/land use/compass, goods movement and general comments.

Mr. Kuo indicated that the RTP adoption has been postponed in order to circulate a conformity report that is required by EPA. Once the circulation deadline is met, the next phase is the final adoption by SCAG's Regional Council at its next board meeting which is scheduled for Thursday, May 8, 2008.

4.5 JARC/New Freedom Update & OWP Update

Bob Huddy, SCAG, announced that agencies do not need to have a coordinated human needs plan in place to program 2006 funds. Mr. Huddy requested that members program the '06 funds in eligible uses through an amendment. He added that there is a danger that these funds will no longer be available after October 1st. Funds for 2007-2008 do require a program management plan and must come from a coordinated human service needs plan.

Mr. Huddy added that the FY 08-09 OWP has significant cuts in the transit budget. This will result in a significant shortfall in resources for next year as well as a significant reduction in projects.

4.6 Transit Summit Summary

André Darmanin, SCAG, briefed members on the feedback received from the Transit Summit Surveys. Approximately 200 people attended the summit and 25 surveys were submitted. Positive feedback was given and the majority of the respondents enjoyed the transit funding panel session.

4.7 Charter Steering Committee

André Darmanin, SCAG, mentioned that staff has been requested to create a meeting charter for all of the standing task forces and technical advisory committees at SCAG. Mr. Darmanin requested that that members volunteer to form a steering committee that will be responsible for drafting the TAC Charter.

5.0 CHAIR'S REPORT

Stephen Fox, Chair, announced a grant writing workshop by Access Services and Cal Act on May 8th. This is a free seminar and is currently sold out however those interested should contact Access Services to be placed on a wait list.

6.0 NEXT MEETING

Stephen Fox, Chair, adjourned the meeting at 11:25 a.m. The next meeting of the Transit Technical Advisory Committee is scheduled for Wednesday, May 21, 2008.



Provision of Rail Transit Facilities and Services Using an Availability Payment Approach

Transit TAC Meeting
July 16, 2008
By Barney Allison, Esq.
Nossaman LLP



Overview

- Introduction
- What is an Availability Payment type contract?
- Where has the Availability Payment type contract been used?
- What issues will need to be resolved?
- Conclusions



Introduction

- The Availability Payment type contract is a form of performance based infrastructure
- Comparison of risks transferred with other project delivery methods
- What goals are being sought through the use of the Availability Payment type contract?




What is an Availability Payment type contract?

- Long term agreement with a private party to provide design/build, finance, operate and maintain services
- Public agency agrees to make contributions to capital costs during construction and/or annual payments for the "availability" of the infrastructure
- Key terms in an Availability Payment type contract



What is an Availability Payment type contract? cont.

- Factors influencing right to availability payment
- Incentivizing provision of high-quality services
- Key benefits



Where has the Availability Payment type contract been used?

- Widely used in Europe and most recently in Canada
- Miami Port Tunnel Project and BART Oakland Airport Connector first to use in the U.S.



What issues will need to be resolved?

- Financing issues
- FTA/FRA issues
- Railroads issues
- NEPA/Environmental approval issues
- Operation and Maintenance/Capital Asset Replacement issues
- Project Acceptance and Handback issues



Conclusions

- Report of the APTA "Public Private Partnership" Task Force:
- *"A variety of opportunities exist for partnership between public authorities and private organizations exist to further the public interest. However, such partnerships cannot substitute for the necessary and appropriate role of public policy, public oversight and public resources in the provision of public transportation services."*

Transit Technical Advisory Committee (TAC) Charter

Purpose

To provide a forum for County Transportation Commissions (CTCs) and public transit operators to discuss projects, programs, and policy related to transit and the Regional Transportation Plan, as mandated by the Memoranda of Understanding between public transit operators and the Southern California Association of Governments (SCAG).

Composition

The Transit TAC will be comprised of representatives from the CTCs and public transit operators from within the SCAG region. The TAC will select a Chairperson and a Vice Chair from amongst the representatives. Thereafter, a new Chair and Vice Chair will be selected every 2 years.

Meetings

The Transit TAC will meet six times per year, with authority to convene or postpone meetings, as circumstances require. The TAC will invite members of management, other divisions, or outside firms/agencies to present on pertinent information, as necessary. Meeting agendas and presentations will be prepared and posted in advance, in accordance with the Brown Act. Minutes for each meeting will be completed by the appropriate SCAG administrative staff.

Responsibilities

The Transit TAC will carry out the following responsibilities:

1. Information sharing between the member agencies
2. Cooperative efforts for analysis between the member agencies, including, but not limited to:
 - a. Performance measures
 - b. Marketing
 - c. Customer service
 - d. Land Use/Transit Oriented Development
 - e. State and Federal Legislation
3. Discuss regional mobility, accessibility and air quality goals.
4. Provide recommendations to the Transportation and Communications Subcommittee and/or the Regional Council as appropriate.